G R. S App F IX 4]

1941

File No 112-41

Previous References

(ml)

Serial Nos 84891

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for August 1943

SUBJECT

Levy of license fee on the Indian Refreshment Room at Shimoga Ry Station

To No orders

Letter no L M 3 C 3003/41 42 dated from the Deputy Comr, Shimoga Dist stating that the Shimoga Town Municipal Council are not in favour of exempting the Railway Refreshment Rooms at Shimoga from payment of License fee

1) The unconnected main file which is being dealt with in the Railway is obtained and put up for kind perusal

2) In this office letter dated 28-3-42 the D.C. Shimoga Dist was requested to advise the Shimoga Town Municipal Council if they agree to their bye-laws relating to the regulation of hotels, so as to exempt the Railway Refreshment Rooms at the places from payment of license fee to these Municipalities as such a practice is in forces in certain other places in Mysore State and also in Madras

3) The D.C Shimoga Dist has reported that the Shimoga Town Municipal Council are not in favour of exempting the Railway Refreshment Rooms at the places from payment of license fee

4) After this office letter dated 28-3-42 was issued, the General Manager Mysore State Railway reported that the inclusive Shimoga Station and sidings was exempted

Levy of Licence fee on the Indian Refreshment Room at Shimoga Railway Station

3946

Continuation Sheet M — File No 112 / Current No — of 41 — Page

an Indian Refreshment-Room (as reported by him previously) is an error and that there is only a platform contractor at the place who only supplies at train times

Flag Y

5) In Tarikere Rly Station where there is a platform contractor, a shop tax of Rs 10/p annum is being recovered by the local municipal council in accordance with the bye-laws in force

6) As there is no refreshment-room at the Shimoga Railway Station, the levy of licence fee by the local municipal under the Hotel bye-laws, (on the contractor at the Station) would not be proper. They may perhaps recover Shop tax from them according to their bye-laws if any as in the case of Tarikere Town I.P.L. Co.

7) The D C Shimoga Dt may perhaps be requested to instruct the municipal in question accordingly

8) It is stated that there is only a platform contractor at Shimoga (vide Flag Z) & there is no refreshment room — either European or Indian. It is also stated that, except the platform contractor at Tarikere who is said to pay a licence fee of Rs 10/- to the local body — which is subsequently ascertained to be a shop tax (not a licence fee),

No 19343

No other platform contractor pays any licence

WD 1140—GPB—50 000—5-11-42

Levy of Licence fee on the Indian Refreshment-Room at Shimoga Rly Stn

Continuation Sheet | File No / Current No | of | Page

fees (Trade parties marked in red pencil in the Goods Manager's letter no 1070 dated 19th June 1942 | Fin I 11) It may be safely assumed that the platform contractor at Shimoga is not paying any licence fee at all. The matter may therefore be closed. No communication to the D C Shimoga is necessary in view of the General Managers statement in reply to above.

Levies Sec
26/3/43

D/ Copy of the communication may be called for

Levies
26-3-43

10) D/Sft pl
for 26/3/43

11) Submitted with a draft letter to the D C Shimoga for issue
for
2/4/43

12) Issued
3/4/43

The D C Shimoga
W&L 9975 dt 8-4-43
Calls for certain information

Letter no L dis 43 P I dis 43 P L 395 C 2637/42-43 dt 12-6-43 from the Deputy Commissioner, Shimoga to Asst- furnishing further information in the matter

TYPING SECTION
- 3 APR 1943
GEN. & REV SECTT

1674/L Levy of License fee on the Indian Refreshment Rooms at Shimoga Rly Stn

Continuation Sheet | M/L File No / Current No | of 42 | Page

13) It is reported that the Shimoga Town Municipal Council is levying license fee at the rate of Rs 7 8-0 per annum on the proprietor of Indian Refreshment Room and Rs 20 per annum on the Europea Refreshment Room as per bye-laws in the Municipality

14) As the license fee is already being levied according to the bye-laws of the Municipality and the Municipal Council are unwilling to exempt the refreshment Rooms in question, the matter may perhaps be dropped

15) This may perhaps be sent to the Railway Sett: for remarks, if any

16) Refce para 9 Supra

Law Sec 14(1)(43) Jor 15/7

Lawsec/ 15/7/43

17) Information & remarks of Rly Legal Adviser Railway Sett will be given

Lawsec/ 16/7/43

Lawsec/ for orders 16/7/43

RAILWAY BOARD 40 Dated 17-7-43

16/7

18 It will be seen from the Govt orders at flags E & S that the Municipalities of Madduri and Mysore city have granted exemptions from payment of license fees in the case of Refreshment Rooms at Madduri and Mysore Railway Stations The object

Urbn

write when such exemptions are asked for as, local outside Restaurants on Railway Refreshment Rooms are forced after calling for tenders and giving the Contract to the best tenderer. If in addition to the tender fees payable to the Railway Department the local Bodies also Contractors are forced to pay license fees & the preparations may not be to the expected Standards in Madras, Railway Refreshment Rooms are not required to obtain licenses from local Bodies. It will, therefore, be advisable if the Shimoga Municipality re consider their decision in the interests of the travelling public.

Subd 12/7 1) The question of amending the bye laws and granting exemptions from certain taxes is a matter which is within the power and discretion of the Municipal Councils if they are unwilling to give any exemptions as in the case of the Shimoga Municipality, they cannot be forced to do so. The tenderer who takes up the catering contract will have to take into account the municipal tax which he will be called upon to pay, while offering the highest bid. The matter may be dropped.

By Secy) 12/7

2) 12/7

3) Law Secy & Govt) 12/7/17

1674
L

Levy of Income Tax on the Indian Refreshment Rooms at Shanghai by Shi

Continuation Sheet | ML File No / Current No | of 42 | Page

22) The remarks at paras 20 and 21 are perused and orders. The matter may perhaps be dropped as indicated therein.
Kw 20/7/43

23) May be dropped accordingly
Kw 21/7/43

24) May be dropped accordingly
Kw 21/7/43

Mr Keir 20/7

Kw 21/7/43

Kw 3 8 43

Kw 4-8-43

Kw 4/8/43

LAW DEPT 101 21/7/43 OF MYSORE

OFFICE OF THE [illegible] FOR L S C & P H Date 28 7 43 No. 737

W D 1140—GPB—50 000—6-11-42

The file on the Subject is not traceable in the L & Q Branch. This may be sent to the Railway Sett. for knowing working of the main file is being dealt there and if so to make the same available for working up this case
16 2 43

(Rly Sett.)

PRIVY SECT
40 93
17243

The main file is placed below

(Addl Secy L & Q dte)

This office file which was
marked SEC on 29/7/42 may
Kindly be put up
KW
1373 143

GOVERNMENT OF MYSORE

Telegraphic Add

OFFICE OF
the Deputy Commissioner
Shimoga District,
Shimoga,
Date 30th December 1942

No L L 3 C 3003/41-42
Encls Three

To

SECY LAW DEPT
GOVT OF MYSORE

The Secretary to the Government
of His Highness the Maharaja of Mysore,
Law Department, Bangalore

Sir

Subject - Re exempting the Railway Refresnment - Rooms at Shimoga, from payment of license fees to the local Municipality

With reference to your letter No 9126/S1 112-41-42 dated 28th March 1942 in the matter of advising the Shimoga Town Municipal Council to amend, if they agree, their bye-laws, relating to the regulation of hotels, so as to exempt the Railway Refreshment Rooms at Shimoga, from payment of license fees to the municipality, I have th honour to state that the suitable instructions had been issued to th Shimoga Town Municipal Council for taking action accordingly

The municipal President states that the question was considered by the Municipal Council at their meeting held on 27th May 19 when a resolution was passed to the effect that no exemption is calle for in respect of Railway Refreshment Rooms and Restaurants with regard to the levy of license fees (Vide resolution copy enclosed for kind reference)

The President adds that the Municipal Council are not in favour of exempting the Railway Refresnment rooms at Shimoga from payment, of license fees The Municipal President's report No C1-129/41-42 dated 5-12-42 received in this connection is forwarded in original, for favour of reference

I have the honour to be,
Sir,
Your most obedient servant,

K. Venkatachar

for Deputy Commissioner,
Shimoga District

Appendix F G —1]

SUBJECT Exempting the Railway refreshment rooms at Shimoga from payment of license fees to the Local Municipality

Section

File No 112-41

Serial No

Diary No of letter replied to

No L 9975/Rms

General and Revenue Secretariat

( )

the *194*

To

The D C Shimoga

Sir

×Subject-

With reference to correspondence ending with your letter no L-173 C 300:/41 42 dated 30-12-42 on the above Subject, I am directed to State that the General Manager, M S R has intimated that the Shimoga Station is not one of those provided with refreshment rooms and that it has only a platform contractor

I am to request ~~that~~ you to be so good as to furnish

Date of issue 8/4

Signed by Mr G R Rao

List of enclosures

Codied by

Examined by

WD 14161—GPB—60 000—24 10 41

~~information as to the basis on which the~~ as to the

~~license fee on which is being levied by the Village~~

~~on the platform contractors at the Shenango Ry Sta~~

~~you to the Railroad to furnish information~~ Kindly

I am to request you to furnish information as to whether the Shenango Town Village are levying the license fee on the platform contractors at the place and if so, on what basis is it being assessed? how much per annum

The records accompany

I have &c

[illegible]

For Secy of Govr -

Law Dept -

L Dis .o P L 595 C 2637/42-43 Office of the Deputy Commissioner, Shimoga District, Shimoga, dated the 12th June 1943

To

The Secretary to Government of His Highness the Maharaja of Mysore, Law Department, Bangalore

Sir

Subject - exempting the Railway Refreshment Rooms at Shimoga Town from payment of license fees to the Local Municipality

With reference to your letter No L 9975/M1 112-41 dated 8th April 1943 on the above subject, in the matter of furnishing information as to whether the Shimoga Town Municipal Council are levying license fee on the Platform Contractor, at the place, etc I have the honour to forward herewith, in original, letter No H L 4 and 17/40-41 dated 10th May 1943 received from the Municipal President, Shimoga, in the matter and to state that it is seen therefrom that license fees at the rate of Rs 7-8-0 per annum on the Indian Refreshment Room and Rs 20/- per annum on the European Refresnment Room are being levied

2 A printed copy of the sanctioned bye-law is forwarded herewith

- 2 -

for favour of reference The records received with your letter are returned herewith

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Shimoga District

DNR /1

16/6/43

GOVERNMENT OF MYSORE

NO Ml 4 and 17 / 4041
ENCL One 19228

TOWN MUNICIPAL COUNCIL
Shimoga 10th May 1943

From
THE PRESIDENT
TOWN MUNICIPAL COUNCIL SHIMOGA

COMMISSIONER'S OFFICE
GL. No 19114
MAY 11 1943
To M3
SHIMOGA DISTRICT

The Deputy Commissioner,
Shimoga District, SHIMOGA

Sir,

Subject - Exempting the Railway Refreshment Rooms at Shimoga from payment of license fees

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With reference to your letter No I 3 RI 395c/42-43 dated 6-5-43 forwarding the copy of the letter No I 9975 MI 112/41 dated 8-4-43 from the Secretary to Government, Law Department requesting to furnish certain information on the above subject, I have the honour to state that this Municipal Council is levying license fees at the rate of Rs 7-8-0 per annum on the Proprietor of Indian Refreshment Room and Rs 20/- per annum on the European Refreshment Room as per bye-laws in force in this

2

I T C

for favour
returned h

unicipality Copy of the Bye-law relating to Hotels
etc , is herein enclosed for kind information

I have the honour to be,
Sir,
Your most obedient servant,

President,
Shirpur Town Municipal Council

DNR /1

GOVERNMENT OF MYSORE

37

OFFICE OF
the Deputy Commissioner,
Shimoga District,
Shimoga,

No M S C 3003/41-42
Encls

Date 4th December 1942

15 DEC 1942

To
The Traffic Manager,
Mysore Railways,
Mysore

Subject - Re levy of license fee on Railway Refreshment Room at Shimoga Town.

Sir

With reference to your reminder letter No G 67/22 dated 6th November 1942 and in continuation of this office letter of even No dated 18th August 1942 on the above noted subject, I have the honour to state that the reply due in the matter from the President of Shimoga Town Municipality has not yet been received He has been reminded again to expedite his report On receipt of his reply, a further communication will be made

I have the honour to be,
Sir,
Your most obedient servant,

Sd/- M Rahmathulla,

For Deputy Commissioner,
Shimoga District

s 2/

Memo

Copy to the President Town Municipal Council, Shimoga in continuation of this office memo of even No dated 18-8-42

for

for fa

returna

information with a request that the reply due in this respect may be expedited, treating this communicatio as extremely urgent

for Deputy Commissioner,
Shimoga District

DNR /1

C1-129 41-42 (Encl 2) @ H056/42e3

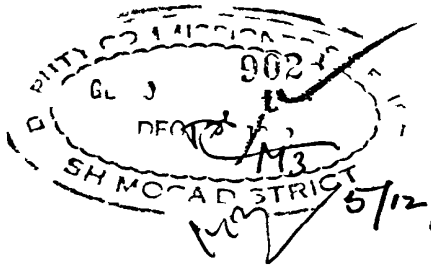
Returned with compliments the report called for has already been forwarded under this office No C1-129 of 41-42 dated 5-5-42, the copy of which is herein enclosed for kind reference The Municipal Council is not in favour of exempting the Railway Refreshment rooms at Shimoga from payment Licence fee

Copy of the resolution of the Municipal Council in the matter is sent herewith for kind perusal

C Ramaswamy Iyengar
President,
Town Municipal Council
of Shimoga

BR

5/12/42



Copy of letter No C1-129/41-42 dated 5-5-1942 from the President, Town Municipal Council, Shimoga to the Deputy Commissioner, Shimoga District, Shimoga 23

Subject - Amendment of the Bye-laws relating to the Restaurants, Coffee Clubs, hotels bakeries etc , in Shimoga Town

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With reference to your Memo No R 3 C 3003/41-42 dated 5-4-42 forwarding copy of the letter No L 9126/R1 112-41-42 dated 28-3-42 from the Secretary to the Government of Mysore, Law Department, Bangalore request me to take action for revising the Bye-laws referred to above, I have the honour to state that this subject was referred to the Bye-law Committee and resolved that it is of opinion that no exerption is called for in respect of Railway Refreshments and Restaurants with regard to the levy of license fees The extract of the proceedings of the Bye-law Committee dated 1-5-42 is herewith enclosed for favour of kind perusal

"Copy"

for B Nilakantacharya
President,
Shimoga Town Municipal Council

Bye Laws framed by the

SHIMOGA TOWN MUNICIPALITY

fo Regulating Licensing and Inspecting the conduct of Hotels Restaurants Eating Houses Coffee Clubs Tea Shops, Sweetmeat Shops Bakeries Boarding & Lodging Houses and Ice or Aerated water manufacturing places

1941

Price As 2

Sri Krishna Press Shimoga

Bye Laws framed under section 48 (1) (b) (iv) of the Mysore Town Municipalities Act of 1933 for Regulating Licensing and inspecting the conduct of hotels, restaurants eating houses coffee clubs tea shops sweetmeat shops bakeries boarding and lodging houses and ice or aerated water manufacturing places in Shimoga Town and sanctioned by Government in their order No L 1684 5/MI 86 39 12 dated 26—8—40 & Sanctioned to be given effect to from the y ar 1940 41 by the Shimoga Town Municipal Council in their resolution No 15 dated 29 10-40

DEFINITIONS

(a) Hotel and Eating house mean and include any place where cooked rice mutton poultry vegetables dhall and confectionery or refreshments including chappaties rice cakes tea coffee etc are prepared and sold for price to boarders travellers and other persons

(b) Restaurant Tea shop and Coffee club mean and include any place where articles of food coffee tea cocoa or other non intoxicating drinks are prepared or sold

(c) Bakeries and sweetmeat shops mean and

include any place used for any process conected with the baking of bread biscuits cakes confection :ry or preparations of sweets or any other kind of :atables or used for the sale of such articles

(d) Boarding and lodging house mean and include any place where articles of food and drink are prepared or sold and accommodation for lodging is provided

(e) Ice or aerated water factories mean and include any place where ice or aerated waters sharabaths or any other cool drinks are either man factured or sold

(f) Licensee shall mean and include the Proprietor or any person in charge of any of the kinds of business specified in clauses (a) to (e) above for the time being

2 No place shall be used for any of the purposes mentioned in clauses (a) to (e) of Bye-law No 1 above without previously obtaining a license therefor from the President

Exemption The provisions of these bye laws shall not apply to any students hostel under public or recognised control

3 (a) Any person using or intending to use any place for any of the purposes mentioned in clauses (a) to (e) of Bye law 1 above shall apply to the President for a license on payment of the fee prescribed for the different classes of business as mentioned in Schedule A and such application shall be in the Form shown in Schedule B

(b) The Orders of the President shall be final with regard to the classification of the business for purposes of levying license fee under these bye laws

4 Applications for license shall be made to the President in writing within 15 days after the introduction of these bye laws in this Municipality and within 15 days from the commencement of every year beginning with 1st July in the case of renewals Applications for license to open any new business may be presented at any time during the year

5 (a) The President shall grant a license in the Form shown in Schedule C unless he finds it necessary to refuse the license for any cause that he deems fit and the orders of the President in this respect shall be final

(b) If the license is refused the fee paid by the applicant for the license shall be refunded

provided a claim for refund is preferred within three months from the date of service of endorsement refusing to grant the license

(c) If the President finds that the business for which a license is applied for is chargeable with the license fee prescribed for the class higher than or different from the class mentioned by the applicant in his application he may classify the business accordingly and the orders passed by him in this respect shall be final and the difference in fee shall be paid by the applicant within a month from the date of receipt of a written notice issued by the President in this behalf

(d) If the applicant does not pay the difference of fee demanded under clause (c) above within the time allowed therefor his application for license shall stand rejected and the fee paid by him with his application shall stand forfeited to the Municipality in addition to any other penalty to which the applicant may be liable under the provisions of these bye laws

6 The President shall have power to suspend or revoke the license for any reasonable cause and the orders of the President shall be final in these

natters and in such cases the fee paid for the license s not liable to be refunded Such susp nsion or revocation of the license shall rot be held to exempt he license from liability to prosecution under these oye-laws

7 The license granted under these bye laws shall not be transferable either as regards the person to whom or the place for which it is granted The licensee shall cause his license to be affixed in some conspicuous part of the place to which it pertains with his name and residential address correctly noted

8 Whoever without obtaining a license as required by these bye-laws uses any place or building for any of the purposes mentioned in clauses (a) to (e) of Bye law No 1 SUPRA shall be liable to a fine not exceeding Rs 50/ in addition to the prescribed license fee and to a further fine which may extend to Rs 5/- for every day after such conviction during which he continues to use such place for such purpose

9 Every licensee shall also be re ponsible for all acts done by his agents or servants in connection with the business for which a license has been granted

10 No person shall be employed in any business permitted to be carried on under these bye laws for any purpose whatsoever unless he

produces a certificate f om the District Health Officer to the e fect that he is free from anv contagious infectious or loathsome disease at the time of his fir t employment and the names of all such employees shall be communicated by the licensee in writing to the Pre ident within 15 days from the date of employment of such persons bv him Such certificates shall there after be renewed before the 15th of July of every year and shall be produced for inspection on demand by the I resident the Vice I resident the Health Officer the Chief Officer or the Sanitary Inspector

GENERAL CONDITIONS

11 (a) All p aces used for any of the pu poses mentioned in clauses (a) to (e) of Bye law No 1 SUPRA shall be sufficient y suitable and spacious for the purpose for which a license i issued and the dimensions of every room therein hall not be less than 8 × 8 × 7 unless the District Health Officer approves in writing the use of room of lesser dimensions in special ca es of hardship

(b) No parts of the building used for any of the purposes mentioned in clause (a) above shall be within 50 feet of any cess pit or latrine or

in a portion where bad odours wafted therefrom shall reach it such as cattle shed manure heap etc

(c) No building or part of a building used for any of the purposes mentioned in clause (a) above shall be used for any other purpose whatsoever

(d) The building used for any of the purposes mentioned in clause (a) above shall have a water connection from the public water supply The receptacles for the storage of water shall be placed on a clean platform four feet above the ground level and such receptacles shall also be provided with a tap for the water to drain off They shall also be covered with a tight covering lid and shall be regularly cleaned

(e) The wall of every such place shall be rendered impervious by being cement plastered or otherwise to the extent of at least four feet from the ground level and the rest being plastered with chunam and white-washed half yearly or as often as required by the president the Vice President the Health Officer or the Chief Officer The floor of such building hall be paved with cement or Cuddapah or other stone slabs with cement

ɔinting and sufficient drainage shall also be pro-ıded The roofing of every such building shall e rat proof

(f) No person shall use for any of the urposes mentioned in condition (a) above or as a tichen where articles of food or drink are prepared ny place surcharged with offensive smell arising :om a privy urinal cess pool sewer or any other nsanitary source and such kitchen shall be located at convenient di tance from the place or places where ustomers are served so as to keep such place ntirely free from smoke or any unpleasant and)ppressive smells

(g) The kitchen and bath room shal' be ıell ventilated and provided with proper smoke ents so that smoke may not pervade into other dwelling houses All other rooms shall also be ıell-lighted and ventilated

(h) Every licensee shall keep the premises very clean and shall thoroughly wash or cause to be washed its flooring every utensil and furniture at least twice a day and as often as necessary All metallic vessels used for cooking or for keeping food stuffs or drinks shall have a continual lining of tin and no lead vessels of any sort shall be used

(i) The licensee shall provide suitable receptacle or vessels for keeping all prepared food or drink or preserved or dried fruit or cut slices of fruits intended for human consumption in such manner as to prevent their contamination by dust effluvia flies or vermin or anything likely to affect them in such a way as to make them injurious to human health to the satisfaction of the President the Vice President the Health Officer the Chief Officer or the Sanitary Inspector

(j) All plates cups saucers spoons forks and all other utensils or accessories used for service shall be thoroughly washed in clean water and sterilised by being immersed in boiling water or in steam for not less than 5 minutes after each service

(k) There must be a separate platform with small gradients having a cement concrete or Cuddapah slabs for the purpose of washing the utensils etc with a separate tap for this purpose

(l) All refuse and dirt in and about the premises shall be swept off and drains well flushed and at all times maintained in clean and tidy condition

(m) It shall be competent for the President

the Vice President the Health Officer the Chief Officer or the San tary Inspector or other officer of the Municipality authorised in writing in this behalf by the I resident to enter into any place used for any of the purposes specified in clauses (a) to (e) of Bye-law No 1 above between 6 a m and 8 p m or at any other time while such place is kept open for business and to inspect the premises provision articles of food or drink and all utensils and furniture on the premises and to take samples of any provisions any article of food or drink manufactured or kept for sale therein Samples so seized may be subjected to chemical or other examination It shall also be competent for the President the Vice President the Health Officer the Chief Officer or the Sanitary Inspector to remove or cause to be removed forthwith from such place any article of food or drink which in their opinion is stale unwhole ome offensive or unfit for human consumption and to destroy or cau e the same to be destroyed besides prosecuting the licensee for violating the bye-laws

(n) The persons employed by the licensee for the preparation or serving of food or drink shall be dressed in clean clothes

(o) No food stuff of any sort which is

stale unwhole ome offensive or in any way unfit for human con umption in he opinion of the Inspecting Officers shall be stored served sold or exposed for sale in the premi e

(p) No articles of food or drink shall de touched by hand and only clean spoons or other clean uten ils shall b used for serving them

(q) Flour sugar ghee and all other materials used in the preparation of food or drink shall be good and such articl s shall be stored in a separate store room and shall not be left lying on the floor or against any wall in any part of the building

(r) No person shall tran port for sale bread or weet meat or any other articles of food or drink from one place to another except in a closed vehicle or in a closed basket tin or other recep acle Every such vehicle ba ket tin or receptacle shall at all times be kept thoroughly clean and no person shall commit any act which may tend To render dirty or unwholesome any bread or sweet meat or other articles of food or drink which is being transported

(s) All cases of dangerous or infectious diseases such as Cholera Plague Imfluenza relapsing and

eruptive fevers such as small pox chicken pox measles and fevers of more than 7 days duration occurring in any of the places mentioned in clause a) to (e) of Bye law No 1 above shall be notified in writing by the Licensee forthwith to the President or the Vice President or the Chief Officer or the Sanitary Inspector

(t) (i) If a case of any one of the diseases mentioned in clause (s) above occurs in or near the place in respect of which a license is granted under these bye laws the proprietor shall close the business carried on in such places as long as the President or the Health Officer may deem it necessary

(ii) No person who is suffering from any contagious infectious or loathsome disease or who has recently been in attendence on a person suffering from any of such diseases shall be employed by the licensee for the purpose of his business

(iii) No employee returning to work after an attack of any of the diseases mentioned in clause (s) above shall be

allowed to work unless he produce a certificate at his own expense from a Medical Officer not below the rank of a Sub Assistant Surgeon to the effect that he is not infectitious

(iv) Every such employee shall get himself medically examined at his own expense whenever he is called upon to do so in writing by the President or the Health Officer

(u) Every table bench or board on which refreshments are served shall be provided with a top made of marble polished stone slab or other non absorbant material and the top shall be thoroughly cleaned after each service with a clean cloth and if necessary with water

(v) All papers or leaves used for wrapping articles of food shall be clean and stored in a clean rack or box

(w) Articles of food or drink when exhibited for sale shall be kept in clean vessels or plates made of glass or metal covered with enamel or tin lining placed in glass cases provided if necessary with a fly-proof wire gauze at the top for ventilation

(x) The place of business mentioned in clause (a) above and its premises shall during busines hours be open to inspection by the President Vice President the Health Officer the Chief Officer the Sanitary Inspector or other officer of the Municipality authorised in writing in this behalf by the President who may record the result of their inspection in a complaint book to be maintained by the licensee for this purpose

(y) Whenever arrangements are made on the premises for broadcasting or for the playing of gramophones with or without pick up and loud speaker arrangement care shall be taken to prevent an unreasonable amount of noise being caused to the annoyance of neighbours and passers-by and such broadcasting or playing shall be allowed only during the hours to be fixed by the President

SPECIAL CONDITIONS

12 (a) A place used as a hotel restaurant eating house coffee club tea shop or boarding or lodging house shall satisfy the following special conditions in addition to the general conditions specified in clauses (a) to (y) of Bye-law No 11 above

(i) There shall be sufficient and proper

27

latrine and urinal accommodation to be approved by the President or the Health Officer and such latrine and urinal shall be kept clean and disinfected daily the nightsoil being covered with earth or ash and removed daily or as often as the President the Vice President the Health Officer the Chief Officer or the Sanitary Inspector may direct The licensee shall also provide and maintain in good repair and use a metallic sanitary refuse-bin with a lid and shall be kept in a suitable place for being used for the storage of waste food sweepings and such other refuse The contents of this bin shall be emptied daily or as often as necessary into the nearest Municipal dust bin and shall not be thrown on any other place

(ii) No one shall be allowed to dine in any place other than the dining-hall or halls provided that it shall be permissible for a boarder to dine in his own room

12 (b) A place used as a bakery or

sweetmeat shop shall satisfy the following special conditions in addition to general conditions specified in clau es (a) to (y) of the Bye-law No 11 above

(i) The premises shall contain separate accommodation for kneading storing and v nding

(ii) The walls of kneading room shall beplastered with cement to a height of 8 feet from the ground level The ceiling of such room hall be plain and free from crevices

(iii) The surface of every kneading table used in the bakery shall be impervious to water smooth and free from cracks and crevices and shall be kept covered with a clean cloth when not in use The pedestals of the kneading tables shall be of concrete blocks plastered with cement

(iv) Every person engaged in kneading shall wear a clean white apron of linen or cotton so as to cover completely the front part of his body from neck to knees

(v) No person shall soil the kneading table in any way

(c) A place used for the manufacture of ice shall satisfy the following special conditions in addition to the general conditions specified in clauses (a) to (y) of Bye-law No 11 above

The water used for the manufacture of ice shall be pure and shall not be carried in a massacks or in any other vessels not approved by the President or the Vice President or the Health Officer or the Chief Officer or the Sanitary Inspector

(d) A place used for the manufacture of aerated waters shall satisfy the following special conditions in addition to the general conditions specified in clauses (a) to (y) of Bye-law No 11 above

(i) The premises shall contain sufficient and separate accommodation for each of the following viz for the cleaning of bottles for the filteration and storage of water for the charging of bottles and for the storage of manufactured drinks

(ii) The water used for the manufacture

of aerated waters shall be pure and shall not be carried in massacks or in any other vessels not approved by the President or the Vice President or the Health Officer or the Sanitary Inspector

(iii) The water used for the manufacture shall be filtered and the filtering vessels and materials shall be sterilised at such times and in such manner as the President or the Health Officer may direct from time to time

(iv) Syrups shall be prepared only in glass or enamelled vessels and kept in a fly proof case

(v) No aerated waters of any kind shall be issued from the manufactory without having a proper label and mouth piece on each bottle giving the full name and address of the manufacturer The mouth of each bottle shall be completely covered with a similar label so as to make it dust-proof

13 Whoever disobeys or contravenes any of the provisions or conditions in these bye-laws other

than th provi ions for the contravention of which pun shment is separately provided for under clauses (a) and (b) of bye law No 8 or whoever fails to comply with the written direction issued under Claus s 11 (e) (i) (m) (o) (t) (iv) and 12 (a) (i) of these bye-laws shall on conviction before a Magistrate be liable to a fine not exceeding Rs 30/- for each offence and to a further fine of Rs 5/- for every day after such conviction during which such infringment continues provided that the total amount of the fine shall not exceed Rs 100/ On such conviction the President shall have power to su pend or revoke in his discretion the license granted under these bye-laws and the Presiden s orders in this behalf shall be final

B Suryanarayana Rao
President
Town Municipal Council Shimoga

SCHEDULE A

The following fees shall be charged for licenses issued under the bye laws for regulating licensing and inspecting the conduct of hotels restaurants eating houses coffee clubs tea shops sweetmeat shops bakeries boarding and lodging houses and ice and aerated water manufacturing places in Shimoga Town

No	Name of business	First class (fee per license)	Second class (fees per license)	Third class (fee per license)
1	Hotel Restaurants Tea Shops Coffee Clubs Boarding and lodging houses	20-0-0 per annum	15-0-0	7-8-0
2	Bakeries or Sweetmeat Shops	8-0-0	4-0-0	2-0-0
3	Aerated Water Factories	10-0-0	5-0-0	
4	Manufactors of Ice	10-0-0	5-0-0	

N B - The orders of the President shall be final with regard to the classification of business

55

SCHEDULE B

FORM OF APPLICATION FOR LICENSE

To

The President
Town Municipal Council
Shimoga

1 F ll n me of the applicant
2 Add ess
3 Fathe s n me
4 Ag
5 K nd of bu ne s fo wh ch license s r qu d
6 The cla unde which the bus nes is to be cla sif ed as per Schedule A
7 The place in respect of wh ch the l en e is requ d
   1 D vi on — ——— ———————————
   2 St eet
   3 Door No ———— ———
   4 Other Pa t cular of the build ng such as bounda ies neces a y for ident fy ng the place ———————— ————
8 The name and add ess of owner of such place
9 The vea for wh ch l cense is appl ed for

I decl e th t all the info mat on furnished above is t ue to my knowledge and b l ef

Place
Date } Applicant

SCHEDULE C

Form of License Issued Under Section 48 (i) B (iv) of

The Mysore Town Municipalites Act 1933

Th s l cen e s g anted to Mr *

fc the use of ❖

a †

subject to the g ne l and special cond t ons set fo th in the bye laws of Shimog Town M n cip l ty fo egulating l cen ng and in pect ng the conduct of Hot l Restaurant Eat ng houses Coffee clubs Tea shops Sweetm at shops Baker s Boa d ng and lodg ng houses and Ice o aerated w ter man factu ng pl ces in Shimoga Town

Th s l cen e sh ll expi e on the 30 h J n 19

G ven unde my hand and eal or the Sh moga Town Mun c pal Council this day of 194

SEAL

Pre de t
Sh moga Town Municipal Co ncil

* The name and add ess of the l cen ee

❖ D sc ipt on of pl ce

† The pu po e for wl ch license is granted

[illegible] held on 27-5-1942

X	X	X
Subject - Amendment of the Bye-laws relating to the Restaurants, Coffee Clubs, Hotels, Bakeries etc ,	Resoultion - 'Resolution of the Bye-law Committee is approved'	
Com-/ Committee Resolution - Resolved that the Committee is of opinion that no exeption is called for in respect of Railway Refreshments and Restaurants with regard to the levy of license fees		
X	X	X

Sd/- [illegible]
President,
Chimora Town Municipal Council
27-5-1942

"Copy"

[illegible]
President,
Chimora Town Municipal Council